

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

United States of America,

Criminal No. 07-214(1) (DWF/RLE)

Plaintiff,

v.

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

Ocie Pankey,

Defendant.

James S. Alexander, Assistant United States Attorney, United States Attorney's Office,
counsel for Plaintiff.

Manvir K. Atwal, Assistant Federal Defender, Federal Defender's Office, counsel for
Defendant.

This matter is before the Court upon Defendant's objections to Chief Magistrate Judge Raymond L. Erickson's Report and Recommendation dated October 25, 2007, recommending that: (1) Defendant's Motion to Suppress Statements, Admissions, and Answers be denied; and (2) Defendant's Motion to Suppress Evidence Obtained as a Result of Search and Seizure be denied.

The Court has conducted a *de novo* review of the record, including a review of the arguments and submissions of counsel, pursuant to 28 U.S.C. § 636(b)(1) and Local Rule 72.1(c). The factual background for the above-entitled matter is clearly and

precisely set forth in the Report and Recommendation and is incorporated by reference for purposes of Defendant's objections.

Based upon the *de novo* review of the record and all of the arguments and submissions of the parties and the Court being otherwise duly advised in the premises, the Court hereby enters the following:

ORDER

1. Defendant Ocie Pankey's objections (Doc. No. 30) to Chief Magistrate Judge Raymond L. Erickson's Report and Recommendation dated October 25, 2007, are **DENIED**.

2. Chief Magistrate Judge Raymond L. Erickson's Report and Recommendation dated October 25, 2007 (Doc. No. 28), is **ADOPTED**.

3. Defendant Ocie Pankey's Motion to Suppress Statements, Admissions and Answers (Doc. No. 11) is **DENIED**.

4. Defendant Ocie Pankey's Motion to Suppress Evidence Obtained as a Result of Search and Seizure (Doc. No. 12) is **DENIED**.

Dated: November 13, 2007

s/Donovan W. Frank
DONOVAN W. FRANK
Judge of United States District Court